

PURSUANT TO CHAPTER 92, HAWAII REVISED STATUTES AS AMENDED, NOTICE IS HEREBY GIVEN OF A REGULAR MEETING OF THE MAUI PLANNING COMMISSION

AGENDA

DATE MARCH 25, 2002 (MONDAY)

TIME: 9:00 A.M.

PLACE: Council Committee Meeting Room, 7th Floor, Kalana O Maui Building, 200 South High Street, Wailuku, Maui, Hawaii 96793

Public testimony will be taken at the start of the meeting on any agenda item in order to accommodate those individuals who cannot be present at the meeting when the agenda item(s) is (are) considered by the Maui Planning Commission. Public testimony will also be taken when the agenda item is taken up by the Maui Planning Commission.

Maximum time limits on individual testimony may be established by the Planning Commission. A person testifying at the beginning of the meeting will not be allowed to testify again when the agenda item comes up before the Commission, unless new or additional information will be offered.

A. RESOLUTIONS THANKING OUTGOING COMMISSIONERS MONA RICHARDSON AND SAMUEL KALALAU III

B. PUBLIC HEARINGS (Action to be taken after each public hearing)

1. MR. JOHN E MIN, Planning Director, transmitting Council Resolution No. 02-2 Referring a Proposed Bill Amending the Kihei-Makena Community Plan for Property in the "Ka Ono Ulu" area of Kihei, Maui, Hawaii to the Maui Planning Commission to Amend the Kihei-Makena Community Plan Land Use Map from Business/Commercial to Single-Family and Multi-Family at TMK: 3-9-001: 157, Kihei, Island of Maui. (CPA 2002/0001) (J. Higa)

- a. Public Hearing
- b. Action

2. MR. LEE A. OHIGASHI, attorney for DOUGLAS and SANDY AKINA requesting a 20-year time extension on the Conditional Permit in order to continue to operate a bus transportation facility and related activities in the R-2 Residential District at 140 Alahahele Place, TMK: 3-9-017: 028 and 035, Kihei, Island of Maui. (95/CP-1000) (A. Cua)

- a. Public Hearing
- b. Action

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3. MS. JEANNE MCJANNET dba as MAALAEA BAY RENTALS requesting a Conditional Permit in order to operate a business office in the A-2 Apartment District as a vacation rental office for units outside of the Hono Kai Condominium project at 280 Hauoli Street, TMK: 3-8-014: 002, Maalaea, Wailuku, Island of Maui. (CP 2001/0010) (C. Suyama)

- a. Public Hearing
- b. Action

4. MR. JOHN E. MIN, Director of Planning transmitting a proposed bill to establish an Open Space District chapter in Title 19 of the Maui County Code. (J. Summers)

- a. Public Hearing
- b. Action

C. COMMUNICATIONS

1. MS. NALANI SHAMBLIN, Chair Pro Tem of the Hana Advisory Committee to the Maui Commission transmitting the Hana Advisory Committee's recommendations on the following applications:

a. GUY A. HAYWOOD, Esq., attorney for HALF WAY TO HANA, INC., requesting a State Land Use Commission Special Use Permit 10-year time extension in order to continue to operate the Waianu Fruit Stand in the State Agricultural District at TMK: 1-1-007: portion of 003, Keanae, Island of Maui. (96/SUP-007) (J. Aluet a)

b. GUY A. HAYWOOD, Esq., attorney for HALFWAY TO HANA, INC., requesting a County Conditional Permit in order to continue to operate the Waianu Fruit Stand in the County Agricultural District at TMK: 1-1-007: portion of 003, Keanae, Island of Maui. (CP 2001/0034) (J. Aluet a)

2. MS. NALANI SHAMBLIN, Chair Pro Tem of the Hana Advisory to the Planning Commission transmitting the Hana Advisory Committee's recommendations on the following:

MR. JOHN E. MIN, Planning Director transmitting Council Resolution No. 01-217 referring a proposed bill deleting reference to Cultural Overlay Districts in Ordinance No. 2583 relating to Comprehensive Rural Zoning in Hana to the Maui Planning Commission. (J. Summers)

3. MS. CLAIRE CARROLL, Chairperson of the HANA ADVISORY COMMITTEE TO THE MAUI PLANNING COMMISSION submitting recommendations on the following applications by MS. SAMADHI BUTTERFLY requesting a State Land Use Commission Special Use Permit and a Conditional Permit for the `Ala `Aina Ocean Vista, a vacation rental operation in the State Agricultural District at TMK: 1-6-009: 018-4A2, Kipahulu, Hana, Island of Maui. (SUP2 2001/0016) (CP 2001/0019) (W. Spence) (originally scheduled for February 12, 2002 meeting)

D. UNFINISHED BUSINESS - None

E. DIRECTOR'S REPORT

1. SMA Minor Report (see attached)
2. SMA Exemptions Report (see attached)

F. NEXT REGULAR MEETING DATE: APRIL 9, 2002

G. ADJOURNMENT

EACH APPLICANT IS REQUESTED TO PROVIDE RESPONSIBLE REPRESENTATION AT THE MEETING.

ANY PETITION TO INTERVENE AS A FORMAL PARTY IN THE PROCEEDINGS BEFORE THE MAUI PLANNING COMMISSION MUST BE FILED WITH THE COMMISSION AND SERVED UPON THE APPLICANT NO LESS THAN TEN DAYS BEFORE THE FIRST PUBLIC HEARING DATE. (Note: The calculation of time for deadlines ten days or less excludes weekends and State recognized holidays.) THE ADDRESS OF THE COMMISSION IS C/O THE MAUI PLANNING DEPARTMENT, 250 S. HIGH STREET, WAILUKU, MAUI, HAWAII 96793.

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THOSE PERSONS REQUESTING SPECIAL ACCOMMODATIONS, DUE TO DISABILITIES, PLEASE CALL THE MAUI PLANNING DEPARTMENT AT 270-7735 (Maui) OR 1-800-272-0117 (From Molokai) OR 1-800-272-0125 (From Lanai) OR NOTIFY THE MAUI PLANNING DEPARTMENT IN WRITING AT 250 S.

HIGH STREET, WAILUKU, MAUI, HAWAII 96793 OR FAX NUMBER 270-7634; AT LEAST SIX (6) DAYS BEFORE THE SCHEDULED MEETING.

ANY FAXES SHOULD BE RECEIVED BY THE DEPARTMENT OF PLANNING BY 5:00 P.M. ON THE SECOND WORKING DAY BEFORE THE MEETING TO INSURE THAT IT IS CIRCULATED TO THE BOARD.

* **An Executive Session may be called in order for the Commission to consult with their attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities and liabilities.**

PLEASE NOTE: If any member of the Commission is unable to attend the scheduled meeting, please contact the Planning Department at least one working day prior to the meeting date. Thank you for your cooperation. (S:\all\carolyn\032502.age)